

रजिस्टर्ड नं० पी० ४६१



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, २१ फरवरी, १९७०/२ फाल्गुन, १८६१

GOVERNMENT OF HIMACHAL PRADESH

VIDHAN SABHA SECRETARIAT

NOTIFICATION

Simla-4, the 16th February, 1970

No. 1-3/70-VS.—In pursuance of rule 135 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964, the following three bills as introduced in the Legislative Assembly on the 16th February, 1970 are hereby published in the Himachal Pradesh Government Gazette.

1. The Salaries and Allowances of Ministers (Himachal Pradesh) (Amendment) Bill, 1970 (Bill No. 1 of 1970).

2. The Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) (Amendment) Bill, 1970 (Bill No. 2 of 1970).
3. The Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) (Amendment) Bill, 1970 (Bill No. 3 of 1970).

R. C. SHARMA,
Under Secretary.

Bill No. 1 of 1970

**THE SALARIES AND ALLOWANCES OF MINISTERS
(HIMACHAL PRADESH) (AMENDMENT) BILL, 1970**

(As INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A

BILL

to amend the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-first Year of the Republic of India as follows:—

1. (1) This Act may be called the Salaries and Allowances of Ministers (Himachal Pradesh) (Amendment) Act, 1970.

Short title
and
commencement.

(2) It shall come into force at once.

2. For section 3 of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963 (hereinafter referred to as the principal Act), the following section shall be substituted, namely:—

Substitution
of section 3.

“3(1) There shall be paid to the Chief Minister a salary of rupees one thousand per month and to each Minister other than a Deputy Minister, a salary of rupees eight hundred and fifty per month and to each Deputy Minister a salary of rupees seven hundred per month.

(2) There shall be paid to each Minister a conveyance allowance of rupees one hundred per month, provided he uses the Government motor-car in accordance with the provisions of sub-section (1) of section 5.”

3. Sub-section (1) of section 3 of the principal Act as substituted by this Act, so far as the payment of a salary of rupees seven hundred per month to a Deputy Minister is concerned, shall be deemed to have come into force on the 18th day of March, 1967.

Retrospec-
tive effect to
the payment
of salary to
a Deputy
Minister.

4. For section 4 of the principal Act, the following section shall be substituted, namely:—

Substitution
of section 4.

“4. Each Minister shall be entitled, without any payment to the use and maintenance of a furnished residence throughout his term of office and for a period of fifteen days immediately thereafter, and so long as such residence is not provided, there shall be paid to each Minister other than a Deputy Minister a compensatory allowance of rupees two hundred and fifty per month and to each Deputy Minister such allowance of rupees two hundred per month.

Explanation.—For the purposes of this section, “residence” includes the staff quarters and other buildings appurtenant thereto, and the garden thereof, and “maintenance” in relation to a residence includes provisions of electricity and water charges to the extent of rupees one hundred per month to each Minister other than a Deputy Minister and to the extent of rupees seventy five per month to each Deputy Minister, and also payment of local rates and taxes.”

**Amendment
of section 5.**

5. In section 5 of the principal Act,—

- (i) The words “other than a Deputy Minister” shall be deleted.
- (ii) The existing section 5 so amended shall be numbered as sub-section (1), and after sub-section (1) as so numbered, the following sub-section shall be added:—
“(2) A Minister may, however, opt not to use a motor-car in accordance with the provisions of sub-section (1) and in that case the entire cost of maintenance and propulsion of the motor-car provided to him by the Government, shall be met by the Government, and the use of the motor-car shall be subject to such conditions as may be prescribed.”

**Retrospec-
tive effect to
amendments
of section 5.**

6. The amendments made in section 5 of the principal Act by this Act, shall be deemed to have come into force on the 20th day of December, 1963.

**Free use
of Govt.
motor-car.**

7. A Minister who has not drawn conveyance allowance admissible to him under section 3 of the principal Act after 20th day of December, 1963 and has used the Government motor-car, shall be deemed to have used such motor-car as if the cost of maintenance and propulsion of which have been met by the Government.

**Amendment
of section 6.**

8. In section 6 of the principal Act,—

- (i) the words ‘other than a Deputy Minister’ wherever occur, shall be deleted; and
- (ii) in sub-section (3) for the letters and figures ‘Rs. 250’ the letters and figures ‘Rs. 300’ shall be substituted.

STATEMENT OF OBJECTS AND REASONS

It has been proposed to enhance the compensatory allowance in lieu of rent free accommodation from Rs. 100 per month to Rs. 250 per month to each Minister, and to Rs. 200 per month to each Deputy Minister. It is also proposed to enhance the electricity and water charges payable to a Minister and a Deputy Minister from Rs. 75 per month and Rs. 50 per month to Rs. 100 per month and Rs. 75 per month respectively. The salary of a Deputy Minister is increased from Rs. 500 per month to Rs. 700 per month retrospectively.

The facility of Government motor-car under section 5 of the Act is being provided to a Deputy Minister also. It has been considered necessary to give option to a Minister either to draw the conveyance allowance of Rs. 100 per month and to meet the cost of maintenance of motor-car to the extent provided in section 5 of the Act, or in lieu thereof to have the free use of motor-car wholly at Government expense. Keeping in view the present high cost of living, it is necessary to increase the conveyance allowance admissible to the Minister, who uses his own car, from Rs. 250 per month to Rs. 300 per month. It is also considered necessary to extend these facilities to a Deputy Minister to enable him to discharge conveniently and efficiently the duties of his office.

The amendments in regard to giving of option and in regard to the free use of a car have been given retrospective effect to regularise the use of Government motor-cars by the Ministers.

The Bill seeks to achieve the aforesaid objects.

SIMLA:

The 16th February, 1970.

KARAM SINGH,
Finance Minister.

FINANCIAL MEMORANDUM

Clause 2 of the Bill provides an increase in the salary of each Deputy Minister from Rs. 500 per month to Rs. 700 per month. Clause 4 of the Bill provides increase in the water charges from Rs. 75 per month to Rs. 100 per month to each Minister and from Rs. 50 per month to Rs. 75 per month to each Deputy Minister. It also provides for the increase in the compensatory allowance payable to each Minister from Rs. 100 per month to Rs. 250 per month and that payable to each Deputy Minister from Rs. 100 per month to Rs. 200 per month. Clause 5 of the Bill extends facility in regard to the use of Government motor-car to each Deputy Minister. It also gives option to each Minister to forego conveyance allowance and in lieu thereof to have free use of motor-car wholly at Government expense. Clause 8 of the Bill provides increase in the conveyance allowance from Rs. 250 per month to Rs. 300 per month to each Minister who uses his own motor-car and also extends the same facility to each Deputy Minister. The amendments in regard to giving of option and in regard to free use of a motor-car have been given retrospective effect. The charges in respect of increase of salary of each Deputy Minister may involve a recurring expenditure from the Consolidated Fund of Himachal Pradesh to the tune of Rs. 12,000 (Voted) per annum and an additional non-recurring expenditure of Rs. 3,000. So far as other facilities provided in this Bill are concerned, no extra expenditure is likely to be incurred as the Ministers/Deputy Ministers are already enjoying such facilities.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Sub-section (2) of section 5 as added vide clause 5 of this Bill empowers the Government to prescribe conditions with regard to the free use of motor-car by the Minister. The proposed delegation is normal in character.

RECOMMENDATIONS OF THE ADMINISTRATOR UNDER SECTION 23 OF THE GOVERNMENT OF UNION TERRITORIES ACT, 1963

(Noting on the Law Department File No. 6-76/68-LR)

The Administrator having been informed of the subject-matter of the Salaries and Allowances of Ministers (Himachal Pradesh) (Amendment) Bill, 1970, recommends under section 23 of the Government of Union Territories Act, 1963, the introduction of the Bill.

THE SALARIES AND ALLOWANCES OF THE SPEAKER AND
THE DEPUTY SPEAKER OF THE LEGISLATIVE ASSEMBLY
(HIMACHAL PRADESH) (AMENDMENT) BILL, 1970

(AS INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A

BILL

further to amend the Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) Act, 1963.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-first Year of the Republic of India as follows:—

1. (1) This Act may be called the Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) (Amendment) Act, 1970.

(2) It shall come into force at once.

Short title and commencement.

2. For section 3 of the Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) Act, 1963 (hereinafter referred to as the principal Act), the following section shall be substituted, namely:—

Substitution of section 3.

“3 (1) There shall be paid to the Speaker a salary of rupees one thousand per month and in addition, a sumptuary allowance of rupees one hundred per month.

(2) There shall be paid to him conveyance allowance and travelling and daily allowances and he shall be entitled to such amenities regarding residence and motor-car and repayable advance for the purchase of a motor-car, as are provided for a Minister other than the Chief Minister and the Deputy Minister under the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963 and the Rules made thereunder.”

3. For section 5 of the principal Act, the following shall be substituted, namely:—

Substitution of section 5.

“5. The Deputy Speaker shall be paid such salary, conveyance allowance and travelling and daily allowances and he shall be entitled to such amenities regarding residence and motor-car and repayable advance for purchase of a motor-car as are provided for a Deputy Minister under the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963 and the Rules made thereunder.”

4. Section 5 of principal Act as substituted by this Act, so far as the payment of salary is concerned, shall be deemed to have come into force on the 18th day of March, 1967.

Retrospective effect to the payment of salary.

STATEMENT OF OBJECTS AND REASONS

The emoluments of the Speaker and the Deputy Speaker provided in the principal Act are inadequate in relation to the high cost of living. The Speaker and the Deputy Speaker have to incur considerable expenses on account of various demands of public life. It is, therefore, proposed to raise the salary of the Speaker and the Deputy Speaker from Rs. 850 and Rs. 500 per month to Rs. 1,000 and Rs. 700 per month respectively and to provide for the payment of Rs. 100 per month to the Speaker as sumptuary allowance in addition to the salary. The salary of the Deputy Speaker is being enhanced with effect from 18-3-1967.

At present the Deputy Speaker is provided with the same facilities (except free residence and electricity and water charges) as are provided to the Deputy Minister under the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963. The amenities regarding motor-car and repayable advance for purchase of a motor-car are being provided to a Deputy Minister and to bring the Deputy Speaker at par with the Deputy Minister, it is necessary to extend the same amenities as are proposed to be provided to the Deputy Minister including the amenity of residence. This Bill seeks to achieve these objects.

SIMLA:
The 16th February, 1970.

KARAM SINGH,
Finance Minister.

FINANCIAL MEMORANDUM

Clause 2 of the Bill provides for the increase in the salary of the Speaker from Rs. 850 per month to Rs. 1,000 per month and for the payment of sumptuary allowance of Rs. 100 per month to him. Clause 3 of the Bill provides that the Deputy Speaker shall be paid such salary, conveyance allowance and he shall be entitled to such amenities regarding residence, motor-car and repayable advance for the purchase of a motor-car as are provided for a Deputy Minister under the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963. It is proposed to amend the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963, so as to raise the salary of a Deputy Minister from Rs. 500 to Rs. 700 and to enhance/extend the amenities regarding conveyance allowance, residence, motor-car and repayable advance for the purchase of motor-car. These charges involve a recurring expenditure from the Consolidated Fund of Himachal Pradesh to the tune of Rs. 13,500 (voted) per annum and an additional non-recurring expenditure to the tune of Rs. 7,200 as the salary of the Deputy Speaker is being enhanced with effect from 18-3-1957.

MEMORANDUM ON DELEGATED LEGISLATION

Nil

RECOMMENDATIONS OF THE ADMINISTRATOR UNDER SECTION 23 OF THE GOVERNMENT OF UNION TERRITORIES ACT, 1963.

(Noting on the Law Department File No. 6-6/70-LR)

The Administrator having been informed of the subject matter of the Salaries and Allowances of the Speaker and the Deputy Speaker of the Legislative Assembly (Himachal Pradesh) (Amendment) Bill, 1970, recommends under section 23 of the Government of Union Territories Act, 1963, the introduction of the Bill.

Bill No. 3 of 1970

**THE SALARIES AND ALLOWANCES OF MEMBERS OF THE
LEGISLATIVE ASSEMBLY (HIMACHAL PRADESH)
(AMENDMENT) BILL, 1970**

(AS INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A

BILL

further to amend the Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) Act, 1963.

Be it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-first Year of the Republic of India as follows:—

**Short title
and com-
mencement.**

1. (1) This Act may be called the Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) (Amendment) Act, 1970.

(2) It shall come into force at once.

**Amendment
of section 3.**

2. In section 3 of the Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) Act, 1963 (hereinafter referred to as the principal Act) for the letters and figures "Rs. 20" the letters and figures "Rs. 25" shall be substituted.

**Insertion of
new section
4-A.**

3. After section 4 of the principal Act, the following section shall be inserted, namely:—

"4-A. Every member shall be entitled to rupees one hundred per month as conveyance allowance or in lieu of the conveyance allowance, at the option of the member, a free non-transferable pass of the highest class, which shall entitle him to travel by any motor-bus run by State Transport Undertaking on any route within the Union territory of Himachal Pradesh on which such transport undertaking operates, but nothing contained in this section shall affect the payment of any travelling allowance payable to a member under any other provision of this Act.

Explanation.—For the purposes of this section 'State Transport Under-taking' means and includes 'the Himachal Government Transport' and 'Mandi-Kulu Road Transport Corporation'."

**Amendment
of First
Schedule.**

4. In the note to paragraph 1 of the First Schedule of the principal Act, for the letters and figures "Rs. 20" the letters and figures "Rs. 25" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

In view of the present day high cost of living, it has become necessary to raise the rate of daily allowance of the Members of the Legislative Assembly from Rs. 20 to Rs. 25. It has also been considered necessary that each Member may be given option to have Rs. 100 per month as conveyance allowance or a free non-transferable pass, which shall entitle him to travel by any motor-bus run by Himachal Government Transport Undertaking within the Union territory of Himachal Pradesh. This Bill seeks to achieve the aforesaid objects.

KARAM SINGH,
Finance Minister.

SIMLA:
The 16th February, 1970.

FINANCIAL MEMORANDUM

Clause 2 of the Bill provides increase of daily allowance to the Members of the Legislative Assembly of the Union territory of Himachal Pradesh and clause 3 provides for the payment of conveyance allowance of Rs. 100 per month to each Member or a free pass in lieu of the conveyance allowance. These charges may involve a recurring expenditure from the Consolidated Fund of Himachal Pradesh to the tune of Rs. 1,03,000 (Voted) per annum.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Nil

RECOMMENDATIONS OF THE ADMINISTRATOR UNDER SECTION 23 OF THE GOVERNMENT OF UNION TERRITORIES ACT, 1963

(Noting on the Law Department File No. 6-7/70-LR)

The Administrator having been informed of the subject-matter of the Salaries and Allowances of Members of the Legislative Assembly (Himachal Pradesh) (Amendment) Bill, 1970, recommends under section 23 of the Government of Union Territories Act, 1963, the introduction of the Bill.

HOME DEPARTMENT

NOTIFICATION

Simla-2, the 30th July, 1969

No. 14-7/66-Home.—With reference to Himachal Pradesh Government Notification No. 14-7/66-Home, dated 15th March, 1969 and in pursuance of the provision of section 9(2) of the Manoeuvres Field Firing and Artillery Practices Act, 1938, the Administrator (Lieutenant Governor), Himachal Pradesh is pleased to authorise the carrying out of field firing and artillery practices throughout the notified area in Kangra district as defined in Himachal Pradesh Government Notification No. 14-7/66-Home, dated the 18th November, 1968, for the following periods:—

DUNERA RANGE, DISTRICT KANGRA

PERIODS

July 22 to 26, 1969	January 17 to 25, 1970
July 29 to August 2, 1969	January 27 to 31, 1970
August 5 to 9, 1969	February 1 to 4, 1970
August 12 to 16, 1969	February 7 to 11, 1970
August 19 to 23, 1969	February 14 to 18, 1970
August 26 to 30, 1969	February 21 to 25, 1970
September 2 to 6, 1969	March 1 to 5, 1970
September 9 to 13, 1969	March 8 to 12, 1970
September 16 to 20, 1969	March 15 to 19, 1970
January 3 to 7, 1970	March 22 to 26, 1970
January 10 to 14, 1970	March 29 to 31, 1970

**U. N. SHARMA,
Chief Secretary.**